IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 24353 of 2004

Between:

S. Prema Rao, S/o Amruthaiah, Lecturer,
AC College, Guntur.

..... PETITIONER

AND

1 The Commissioner of Collegiate Education,

Government of Andhra Pradesh, Hyderabad.
2 The Principal Secretary, Higher Education Department,

Government of Andhra Pradesh, Secretariat Buildings,
Hyderabad.
3 The Correspondent, AC College, Guntur,
4 The Principal, AC College, Guntur,

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus declaring the action of respondents 1 and 2 in not according permission to the fourth respondent in absorbing the petitioner in the grant in aid existing vacant post of Lecturer in Telugu though the proposal was submitted in the month of August, 2003 as illegal, improper, unjust, arbitrary and contrary to law and further direct respondents 1 and 2 to absorb the petitioner in the existing aided vacancy of Lecturer in Telugu caused due to retirement of Smt. Dr. B. Abraham Lincolon w.e.f. 31-8-2002 with all consequential benefits including monetary, seniority etc, and pass such other order or orders.

Counsel for the Petitioner: MR.K.G.KRISHNA MURTHY

Counsel for the Respondent Nos.1 and 2: GP FOR HIGHER EDUCATION

Counsel for the Respondent Nos.3 and 4: --

The Court at the stage of admission made the following:

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Higher Education, appearing on behalf of respondents.

The only grievance of the writ petitioner is that his case has not been considered by the respondents. Therefore, appropriate decision has to be taken by the respondents in accordance with law, rules and Government Orders in force.

In the circumstances, without entering into the merits of the case, the respondent Nos.1 and 2 are directed to pass appropriate orders basing on the proposals dated 27.08.2003, submitted by the Management/respondent Nos.3 and 4, in accordance with law, rules and Government Orders in force, within a period of one month from the date of receipt of a copy of this order.

Accordingly, the Writ Petition is disposed of. No costs.

Dated: 09.02.2005

ASSISTANT REGISTRAR

Note:

Issue CC in two days

B/o

Dsr

To:

1 The Commissioner of Collegiate Education,

Government of Andhra Pradesh, Hyderabad.
2 The Principal Secretary, Higher Education Department,

Government of Andhra Pradesh, Secretariat Buildings,
Hyderabad.
3 The Correspondent, AC College, Guntur,
4 The Principal, AC College, Guntur,

5 Two CCs to the Government Pleader for Higher Edcuation,

High Court Buildings, Hyderabad (OUT)

6 Two CD copies

*Form-NIC-OGS/WP{**AVLR**}*